

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF GEORGIA  
ATLANTA DIVISION

ATLANTIC RECORDING  
CORPORATION, LAFACE  
RECORDS LLC, SONY MUSIC  
ENTERTAINMENT, UMG  
RECORDINGS, INC., WARNER  
BROS. RECORDS INC., ARISTA  
MUSIC, ARISTA RECORDS LLC,  
BAD BOY RECORDS LLC,  
CAPITOL RECORDS, LLC,  
ELEKTRA ENTERTAINMENT  
GROUP INC., ROC-A-FELLA  
RECORDS, LLC, SONY MUSIC  
ENTERTAINMENT US LATIN LLC,  
and ZOMBA RECORDING LLC,

Plaintiffs,

v.

SPINRILLA, LLC and JEFFERY  
DYLAN COPELAND,

Defendants.

Civil Action No.  
1:17-CV-00431-AT

**PLAINTIFFS' RENEWED MOTION FOR PARTIAL SUMMARY  
JUDGMENT ON DEFENDANTS' DMCA SAFE HARBOR DEFENSE**

Pursuant to Local Rule 56.1 and this Court's January 4, 2018 Order, Dkt. 167,  
Plaintiffs Atlantic Recording Corporation, LaFace Records LLC, Sony Music

Entertainment, UMG Recordings, Inc., Warner Bros. Records Inc., Arista Music, Arista Records LLC, Bad Boy Records LLC, Capitol Records, LLC, Elektra Entertainment Group Inc., Roc-A-Fella Records, LLC, Sony Music Entertainment US Latin LLC, and Zomba Recording LLC (collectively “Plaintiffs”) hereby renew their previously filed Motion for Partial Summary Judgment, Dkts. 42, 155, and move for partial summary judgment against Defendants on the affirmative defense pled in paragraph 17 of Defendants’ Amended Answer, Dkt. 154. Plaintiffs respectfully request that the Court grant this motion for the reasons set forth in their attached Brief in Support of Plaintiffs’ Renewed Motion for Partial Summary Judgment on Defendants’ DMCA Safe Harbor Defense, which shows that there is no genuine dispute as to any material fact and that Plaintiffs are entitled to judgment as a matter of law.

In support of this motion, Plaintiffs rely upon the attached Brief; the Rule 56.1 Statement of Undisputed Material Facts attached to Plaintiffs’ Motion for Partial Summary Judgment filed herewith; the declarations of Scott Bauman, Wade Leak, Paul Sinclair, Carlos Linares, Jeremy Landis, William Scott Duvall Jr., James Pollock, Kenneth L. Doroshov, Previn Warren, Scott B. Wilkens, Albert Peterson, and Jeffrey K. Phillips and the accompanying exhibits attached to Plaintiffs’ Motion for Partial Summary Judgment filed herewith; Plaintiffs’ Rule 56.1 Statement of

Undisputed Facts filed on July 18, 2017, Dkt. 42-2; Plaintiffs' Counter-Statement of Facts in Opposition to Defendants' First Motion for Summary Judgment filed on February 13, 2018, Dkts. 177-1, 178-1; and upon prior papers filed, and prior proceedings held, in this matter.

This 19th day of December, 2018.

Respectfully submitted,

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**CERTIFICATE OF COUNSEL REGARDING FONT SIZE**

I, Ava U. McAlpin, an attorney, hereby certify that the foregoing has been prepared with a font size and point selection (Times New Roman, 14 pt.) which is approved by the Court pursuant to Local Rules 5.1(C) and 7.1(D).

/s/ Ava U. McAlpin\_\_\_\_\_  
AVA U. McALPIN

**CERTIFICATE OF SERVICE**

I, Ava U. McAlpin, an attorney, hereby certify that on this 19th day of December 2018, the foregoing papers were electronically filed with the Clerk of Court using the CM/ECF system, which will automatically send electronic notification and a service copy of this filing to all counsel of record who have appeared in this matter.

/s/ Ava U. McAlpin\_\_\_\_\_  
AVA U. McALPIN